

452/6504



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS

Applicant: Asaf TAMIR, et al.
 Serial Number: 09/853,017
 5 Filed: May 10, 2001
 For: SONIC/ULTRASONIC AUTHENTICATION DEVICE
 Group Art Unit: 2655
 Examiner: Tim Lao
 10 Mail Stop Petition
 Hon. Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

15 PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. 120 FOR THE BENEFIT OF A PRIOR-FILED APPLICATION

Sir:

20 Applicants hereby petition the Commissioner to accept an unintentionally delayed claim under 35 USC 120 for the benefit of a prior-filed application under the provisions of 37 CFR 1.78(a)(3).

The petition is accompanied by the following:

- 25
- An amendment to the specification of the present application, including a reference to the prior-filed application as required by 35 USC 120 and 37 CFR 1.78(a)(2).
 - Deposit account authorization for the surcharge set forth in 37 CFR 1.17(t). (See attached transmittal letter).
 - A statement that the entire delay, between the date the claim was due and the date in which it was filed, was unintentional.
- 30

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington D.C. 20231 on June 17, 2004

(Date of Deposit)

Richard F. Jaworski

Name of Attorney for Applicant

June 17, 2004

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Signature

Date of Signature

Best Available Copy

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REMARKS

Applicants hereby petition the commissioner to accept an unintentionally delayed claim for continuation-in-part of US Application No. 09/806,789 filed January 22, 2002, which is a US national filing of PCT/IL99/00525, filed October 4, 1999 (published as WO 5 00/21020).

An amendment to the specification of the present application, to include a reference to the 09/806,789 application, is being filed concurrently.

Applicants hereby state that the entire delay in submitting the claim was unintentional, as the need to submit the claim only became apparent as a result of an office 10 action dated December 17, 2003. The two applications were originally filed for the applicant by two different patent agents, thus the need to reference the earlier application in the latter was not brought to the applicant's attention earlier.

Please see attached transmittal letter for deposit account authorization, for the fee set forth in 37 CFR 1.17(t).

15 Favorable consideration of the petition and issuance of a corrected filing receipt reflecting the complete priority information is respectfully requested.

Respectfully submitted,
Asaf TAMIR, et al.

20



Maier Fenster,
Reg. No. 41,016

June 17, 2004

25 Richard F. Jaworski
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JUN 21 2004

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
452/65048

In Re Application Of: **Asaf TAMIR, et al.**

Application No. 09/853,017	Filing Date May 10, 2001	Examiner Tim Lao	Customer No.	Group Art Unit 2655	Confirmation No.
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Title: **SONIC/ULTRASONIC AUTHENTICATION DEVICE**

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COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Petition Under 37 CFR 1.78(a)(3) to Accept an Unintentionally Delayed Claim Under 35 USC 120 for the Benefit of a Prior-Filed Application

in the above identified application.

- No additional fee is required.
- A check in the amount of _____ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. **03-3419** as described below.
 - Charge the amount of **\$1,330.00**
 - Credit any overpayment.
 - Charge any additional fee required.

[Signature]
Signature

Maier FENSTER, Reg. No. 41,016

Richard F. Jaworski
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1185 Avenue of the Americas
New York, NY 10036

Tel: (212) 278-0400

CC:

Dated: **June 17, 2004**

I certify that this document and fee is being deposited on **June 17, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Richard F. Jaworski

Signature of Person Mailing Correspondence

Richard F. Jaworski

Typed or Printed Name of Person Mailing Correspondence

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